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CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUANITA STOCKWELL, et al.,

Plaintiffs,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, HEATHER FONG, CHIEF
OF SAN FRANCISCO POLICE
DEPARTMENT, sued in her official
capacity,

Defendants.

Case No. 08-05180 PJH

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING DATE TO
FILE MOTION FOR CLASS
CERTIFICATION
AS MODIFIED BY THE COURT**

1 **IT IS HEREBY STIPULATED** by and between the parties through their respective counsel
 2 that the deadline for plaintiffs to file a motion for class certification be continued from May 7, 2010
 3 to May 12, 2010.

4 A continuance of the deadline for filing the motion for class certification is warranted as the
 5 City's counsel in this action, Deputy City Attorney Jonathan Rolnick, is scheduled to begin a bench
 6 trial in San Francisco Superior Court on Monday, May 3, 2010 in *Chiquete v. City and County of San*
 7 *Francisco*, Case No. 509673. Mr. Rolnick's handling of this trial was unexpected. The deputy city
 8 attorney previously handling the *Chiquete* case and is unavailable due to a death in her family on or
 9 about April 24. The City anticipates that the trial should take no more than two days. However,
 10 depending on when the case is assigned a courtroom, it is possible that the trial might overlap with
 11 the time provided for the City to prepare its opposition to the motion for class certification. A brief
 12 continuance of the filing deadline will ensure that the City have the benefit of fourteen days to
 13 prepare its opposition briefing and evidence.

14 The parties hereby agree to the following briefing schedule for the motion for class
 15 certification:

- 16 a) Plaintiffs' moving papers - May 12, 2010
- 17 b) Defendant's opposition papers – May 26, 2010
- 18 c) Plaintiffs' reply brief – June ²~~4~~, 2010
- 19 d) Hearing on Plaintiffs' Motion for Class Certification – June 16, 2010

20 Dated: May 4, 2010

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 22 DENNIS J. HERRERA
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 23 ELIZABETH S. SALVESON
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 24 JONATHAN C. ROLNICK
 Deputy City Attorney

25 By: /s/Jonathan C. Rolnick
 26 JONATHAN C. ROLNICK

27 Attorneys for Defendant
 28 CITY AND COUNTY OF SAN FRANCISCO

1 Dated: May 4, 2010

2 Michael S. Sorgen
3 LAW OFFICES OF MICHAEL S. SORGEN
4 Richard A. Hoyer
5 LAW OFFICES OF RICHARD A. HOYER & ASSOC.

6 By: /s/Michael S. Sorgen
7 MICHAEL S. SORGEN
8 Attorneys for Plaintiffs

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ORDER

IT IS HEREBY ORDERED that the deadline for plaintiffs to file their motion for class certification be continued from May 7, 2010 to May 12, 2010 with the motion to be brought and heard pursuant to the briefing schedule set forth in the May 4, 2010 stipulation between the parties., as modified by the court.

Dated: May 6, 2009

